

DIST.	OFF.	DOCKET YR. NUMBER	FILING DATE MO. DAY YEAR	J	N/S	O	D	R	\$ DEMAND	JUDGE/ MAG. NO.	COUNTY	JURY DEM.	DOCKET YR. NUMBER
425	5	82 5037	03 05 82	4	110	1	3	1	Nearest \$1,000	2505	88888	P	82 5037

PLAINTIFFS

THE WESTERN CASUALTY & SURETY COMPANY,
a Stock Insurance Company, organized and
existing under the laws of the State
of Kansas,

DEFENDANTS

✓ McCOY, LEONA Administratrix of the
Estate of Acie McCoy, Jr., deceased,
✓ EASTERN ASSOCIATED COAL CORP., a West
Virginia corporation,
✓ BLUESTONE COAL CORPORATION, a corporation,
W and W. COAL COMPANY, INC. a corporation,
✓ WHITE, JERRY, and YOUNG, LACY, JR.
individually in their own right, and
as officers, agents, representatives
and/or employees of W. and W. COAL
COMPANY INC., a corporation,
✓ CRIGGER, MARVIN H.

CAUSE

✓ CRIGGER, DAVID L. and
✓ MILLS, JAMES E.

(CITE THE U.S. CIVIL STATUTE UNDER WHICH THE CASE
IS FILED AND WRITE A BRIEF STATEMENT OF CAUSE)

Insurance—Pltf. has denied liability coverage to the defendants, etc. Prays that the Court
declare that its policy of insurance does not afford coverage to the Defts.
Declaratory Judgment Act. 28 U.S.C.A. Secs. 2201 & 2202 and FRCP 57

fjd

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<input type="checkbox"/> CHECK HERE IF CASE WAS FILED IN FORMA PAUPERIS	FILING FEES PAID			STATISTICAL CARDS	
	DATE	RECEIPT NUMBER	C.D. NUMBER	CARD	DATE MAILED
	3/5/82	#157	101042	JS-5	
				JS-6	

82-5037

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c/o Jerry White
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Bluefield, West Virginia
24701

DATE	NR.	PROCEEDINGS	
1982			
Mar. 5	1	COMPLAINT, Delivered orig. & 9 copies to Atty. for service. Ret. 30 days.	
	2	Request of Atty. for summons to be served by Robert Treadswy.	
Mar. 18	3	RETURNS on service of summons & complaint. (9)	
Mar. 30	4	ANSWER of Deft. Leona McCoy, Administratrix	dlg
Apr. 5	5	ANSWER of Deft. Jerry White	
Apr. 9	6	ANSWER of Deft. Eastern Associated Coal Corp.	
Apr. 16	7	ANSWER of Deft. Bluestone Coal Corporation	dlh
Apr. 19	8	ANSWER of Defts Marvin H. Crigger and David L. Crigger	
Apr. 22	9	MOTION and NOTICE of Motion of Pltf. Western Casualty & Surety Co. for Judgment on Pleadings and/or in the Alternative Summary Judgment.	fjd
Apr. 27	10	CERTIFIED COPY of COMPLAINT filed w/Circuit Court of McDowell Co., WV, by Leona McCoy & Certified copy of Policy No. AGC 035622 in support of Pltf's Motion for Summary Judgment filed 4/22/82 - hearing set for 5/4/82, BK	dlh
May 4	11	COPY of Agreement entered into on the 17th day of December, 1976 entitled "Exhibit B"	dlh
June 14	--	MEMORANDUM in Support of Pltf's Motion for Summary Judgment	dlh
June 28	12	BRIEF of Deft, Leona McCoy, in Opposition to Pltf's Motion for Summary Judgment	dlh
Sept. 2	13	FINAL ORDER (DRK) Action dismissed--inasmuch as the underlying action pending in the Circuit Court of McDowell Co. has been compromised, agreed and settled. cc/counsel	fjd
CLOSED			